



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2733

DATE SCANNED 8/1/13

SCANNER NO. 2

SCAN OPERATOR EEJ

13092692056



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

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FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2013 APR -2 AM 8:56

April 1, 2013

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: *[Signature]* Alec Palmer  
Staff Director

FROM: Patricia C. Orrock *[Signature]*  
Chief Compliance Officer

Debbie Chacona *DC/NUE*  
Assistant Staff Director  
Reports Analysis Division

BY: *[Signature]* Jodi Winship/Sari Pickerall *[Signature]*  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2012 Year-End Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2012 Year-End Report in accordance with 2 U.S.C. 434(a). The Year-End Report was due on January 31, 2012.

The committees listed in the attached RTB Circulation Report either failed to file the report, no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

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### **Recommendation**

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission  
Reason to Believe Circulation Report  
2012 YEAR-END Not Election Sensitive 01/31/2013 H\_S\_P\_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2689	C00424788	AMBULATORY SURGERY CENTER ASSOCIATION PAC (ASCAPAC)		BRENDAN DAVIS	\$389,962	0	2/12/2013	12	\$5,159	\$115
2690	C00436360	AMEDISYS INC POLITICAL ACTION COMMITTEE		DALE E. REDMAN	\$329,779	0	2/7/2013	7	\$29,511	\$340
2691	C00102764	AMERICAN CHIROPRACTIC ASSOCIATION PAC		DR. MICHAEL SIMONE	\$628,252	0	2/21/2013	21	\$13,193	\$215
2692	C00511980	ANDREI FOR ARIZONA	CHERNY, ANDREI	SETH SCOTT	\$2,247,802	0		Not Filed	\$561,951 (est)	\$11,000
2693	C00499491	ANDREW HUGHES FOR CONGRESS	HUGHES, ANDREW IFITS	JEFF UPTHEGROVE	\$505,503	1	2/19/2013	19	\$13,888	\$256
2694	C00507442	BARBARA CARLSON FOR US CONGRESS COMMITTEE	CARLSON, BARBARA J	SHERI EDWARDS	\$239,627	0		Not Filed	\$47,925 (est)	\$990
2695	C00504066	BARNES FOR CONGRESS	BARNES, BRIAN PATRICK	LISA MILLER	\$798,374	0	3/11/2013	Not Filed	\$11,256	\$950
2696	C00503177	BETTE GRANDE FOR CONGRESS	GRANDE, BETTE B	ALEC H. GRANDE	\$120,872	0		Not Filed	\$10,090	\$550

2702	C00523167	COMMITTEE TO ELECT RICK MURPHY FOR CONGRESS	MURPHY, RICK	RICK MURPHY	\$171,886	0		Not Filed	\$57,295 (est)	\$2,970
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2704	C00468009	EDWARDS WILDMAN PAC INC		KEITH KOTLER	\$426,175	0	2/22/2013	22	\$13,092	\$220
2705	C00500058	FRIENDS OF DAVID FOR CONGRESS	THAYNE, DAVID CRUZ	DAVID CRUZ THAYNE	\$171,317	0		Not Filed	\$28,553 (est)	\$990

2707	C00473710	FRIENDS OF LIBERTY FOR JESSICA	PUENTE BRADSHAW, JESSICA	GARY E. DOAN	\$181,853	0	3/12/2013	Not Filed	\$1,415	\$250
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2709	C00394421	FRIENDS OF TIM JOHNSON	JOHNSON, TIMOTHY V	MARK SHELLEN	\$1,278,389	0	2/12/2013	12	\$12,564	\$170
2710	C00505685	GARY SMITH FOR CONGRESS	SMITH, GARY	GARY SMITH	\$505,283	1		Not Filed	\$168,428 (est)	\$7,562
2711	C00495259	IMMIGRATION911, LLC		STANLEY P. DULL	\$520,898	1	2/13/2013	13	\$15,308	\$218
2712	C00498311	IMUS FOR CONGRESS	IMUS, GREGG	CHAD HANEY	\$228,972	0		Not Filed	\$28,622 (est)	\$990

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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
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2715	C00478818	JIM HORN ELECTION COMMITTEE	HORN, JIM	OLIVIA JULIA HORN	\$182,905	3		Not Filed	\$36,581 (est)	\$1,732
2716	C00487644	JIMMIE MOORE FOR CONGRESS	MOORE, JIMMIE SEE	GAIL A. CHINN-PRATT	\$342,740	1		Not Filed	\$57,123 (est)	\$3,712

2719	C00512368	KRISTIN JACOBS FOR CONGRESS	JACOBS, KRISTIN	JACOB C. RICHTER	\$978,873	0	2/19/2013	19	\$901	\$120
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2721	C00517110	LEAH FOR CONGRESS	SCHANDLBAUER, LEAH CAMPOS	JACOB BROWN	\$143,979	1		Not Filed	\$35,995 (est)	\$1,237
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2723	C00517078	LONG, WILLIAM TODD	LONG, WILLIAM TODD	TODD LONG	\$295,925	0		Not Filed	\$49,321 (est)	\$990
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2725	C00432948	MCGOFF FOR CONGRESS	MCGOFF, JOHN P	MARJORIE O'LAUGHLIN	\$808,351	0		Not Filed	\$101,044 (est)	\$4,950
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2727	C00457960	MICHAEL WILLIAMS FOR CONGRESS	WILLIAMS, MICHAEL L	R. STEVEN HICKS	\$1,615,965	0		Not Filed	\$201,996 (est)	\$7,150
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2729	C00413567	NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC		ROBERT L. REDDING, JR.	\$200,302	1	2/11/2013	11	\$7,906	\$137
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2730	C00506568	PELOQUIN FOR CONGRESS	PELOQUIN, DONALD	KYLE KACZANOWSKI	\$201,448	0		Not Filed	\$28,776 (est)	\$990
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2731	C00523993	REDFIELD FOR CONGRESS	REDFIELD, HOLLAND II	JAMES OLIVER	\$107,866	0		Not Filed	\$17,978 (est)	\$550
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2733	C00507202	ROBERTS FOR CONGRESS	ROBERTS, MARVIN KIRBY	JUSTIN ROBERTS	\$183,304	0		Not Filed	\$36,661 (est)	\$990
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2736	C00343475	TODD AKIN FOR SENATE	AKIN, W TODD	G. SCOTT ENGELBRECHT	\$11,842,136	0	2/7/2013	7	\$121,140	\$1,535
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2739	C00514414	ZEIN OBAGI FOR CONGRESS	OBAGI, ZEIN ELABDINE JR	ZEIN E. OBAGI, JR.	\$126,725	0		Not Filed	\$31,681 (est)	\$990
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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation – )  
2012 Year-End Report for the )  
Administrative Fine Prognm: )  
AMBULATORY SURGERY CENTER ) AF# 2689  
ASSOCIATION PAC (ASCAPAC), and )  
DAVIS, BRENDAN as treasurer; )  
AMEDISYS INC POLITICAL ACTION ) AF# 2690  
COMMITTEE, and DALE E REDMAN as )  
treasurer; )  
AMERICAN CHIROPRACTIC ) AF# 2691  
ASSOCIATION PAC, and SIMONE, )  
MICHAEL DR as treasurer; )  
ANDREI FOR ARIZONA, and SETH ) AF# 2692  
SCOTT as treasurer; )  
ANDREW HUGHES FOR CONGRESS, ) AF# 2693  
and JEFF UPTHEGROVE as treasurer; )  
BARBARA CARLSON FOR US ) AF# 2694  
CONGRESS COMMITTEE, and SHERI )  
EDWARDS as treasurer; )  
BARNES FOR CONGRESS, and MILLER, ) AF# 2695  
LISA as treasurer; )  
BETTE GRANDE FOR CONGRESS, and ) AF# 2696  
ALEC H GRANDE as treasurer; )

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COMMITTEE TO ELECT RICK ) AF# 2702  
MURPHY FOR CONGRESS, and RICK )  
MURPHY as treasurer; )

EDWARDS WILDMAN PAC INC, and ) AF# 2704  
KOTLER, KEITH as treasurer; )  
FRIENDS OF DAVID FOR CONGRESS, ) AF# 2705  
and DAVID CRUZ THAYNE as treasurer; )  
FRIENDS OF LIBERTY FOR JESSICA, ) AF# 2707  
and DOAN, GARY E MR. as treasurer; )

FRIENDS OF TIM JOHNSON, and ) AF# 2709  
SHELDEN, MARK as treasurer; )  
GARY SMITH FOR CONGRESS, and ) AF# 2710  
GARY SMITH as treasurer; )  
IMMIGRATION911, LLC, and STANLEY ) AF# 2711  
P DULL as treasurer; )  
IMUS FOR CONGRESS, and CHAD ) AF# 2712  
HANELY as treasurer; )

JIM HORN ELECTION COMMITTEE, ) AF# 2715  
and OLIVIA JULIA HORN as treasurer; )  
JIMMIE MOORE FOR CONGRESS, and ) AF# 2716  
CHINN-PRATT, GAIL A. as treasurer; )

KRISTIN JACOBS FOR CONGRESS, and ) AF# 2719  
JACOB C RICHTER as treasurer; )

LEAH FOR CONGRESS, and JACOB ) AF# 2721  
BROWN as treasurer; )

LONG, WILLIAM TODD, and LONG, ) AF# 2723  
TODD MR. as treasurer; )

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MCGOFF FOR CONGRESS, and ) AF# 2725  
O'LAUGHLIN, MARJORIE as treasurer; )

MICHAEL WILLIAMS FOR CONGRESS, ) AF# 2727  
and HICKS, R. STEVEN as treasurer; )

NATIONAL ASSOCIATION OF FARM ) AF# 2729  
SERVICE AGENCY COUNTY OFFICE )  
EMPLOYEES INC PPC AKA NASCOE )  
PAC, and ROBERT L REDDING JR as )  
treasurer; )  
PELOQUIN FOR CONGRESS, and ) AF# 2730  
KACZANOWSKI, KYLE as treasurer; )  
REDFIELD FOR CONGRESS, and ) AF# 2731  
OLIVER, JAMES as treasurer; )

ROBERTS FOR CONGRESS, and ) AF# 2733  
ROBERTS, JUSTIN as treasurer; )

TODD AKIN FOR SENATE, and ) AF# 2736  
ENGELBRECHT, G. SCOTT as treasurer; )

ZEIN OBAGI FOR CONGRESS, and ZEIN ) AF# 2739  
E OBAGI JR as treasurer; )

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CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on April 03, 2013 the Commission took the following actions on the Reason To Believe Recommendation – 2012 Year-End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated April 01, 2013, on the following committees:

AF#2689 Decided by a vote of 5-0 to: (1) find reason to believe that AMBULATORY SURGERY CENTER ASSOCIATION PAC (ASCAPAC), and DAVIS, BRENDAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2690 Decided by a vote of 5-0 to: (1) find reason to believe that AMEDISYS INC POLITICAL ACTION COMMITTEE, and DALE E REDMAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2691 Decided by a vote of 5-0 to: (1) find reason to believe that AMERICAN CHIROPRACTIC ASSOCIATION PAC, and SIMONE, MICHAEL DR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2692 Decided by a vote of 5-0 to: (1) find reason to believe that ANDREI FOR ARIZONA, and SETH SCOTT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2693 Decided by a vote of 5-0 to: (1) find reason to believe that ANDREW HUGHES FOR CONGRESS, and JEFF UPTHEGROVE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the

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April 03, 2013

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amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2694 Decided by a vote of 5-0 to: (1) find reason to believe that BARBARA CARLSON FOR US CONGRESS COMMITTEE, and SHERI EDWARDS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2695 Decided by a vote of 5-0 to: (1) find reason to believe that BARNES FOR CONGRESS, and MILLER, LISA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2696 Decided by a vote of 5-0 to: (1) find reason to believe that BETTE GRANDE FOR CONGRESS, and ALEC H GRANDE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2702 Decided by a vote of 5-0 to: (1) find reason to believe that COMMITTEE TO ELECT RICK MURPHY FOR CONGRESS, and RICK MURPHY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2704 Decided by a vote of 5-0 to: (1) find reason to believe that EDWARDS WILDMAN PAC INC, and KOTLER, KEITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2705 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF DAVID FOR CONGRESS, and DAVID CRUZ THAYNE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2707 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF LIBERTY FOR JESSICA, and DOAN, GARY E MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2709 Decided by a vote of 5-0 to: (1) find reason to believe that FRIENDS OF TIM JOHNSON, and SHELDEN, MARK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2710 Decided by a vote of 5-0 to: (1) find reason to believe that GARY SMITH FOR CONGRESS, and GARY SMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2711 Decided by a vote of 5-0 to: (1) find reason to believe that IMMIGRATION911, LLC, and STANLEY P DULL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2712 Decided by a vote of 5-0 to: (1) find reason to believe that IMUS FOR CONGRESS, and CHAD HANELY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2715 Decided by a vote of 5-0 to: (1) find reason to believe that JIM HORN ELECTION COMMITTEE, and OLIVIA JULIA HORN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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**AF#2716** Decided by a vote of 5-0 to: (1) find reason to believe that JIMMIE MOORE FOR CONGRESS, and CHINN-PRATT, GAIL A. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#2719** Decided by a vote of 5-0 to: (1) find reason to believe that KRISTIN JACOBS FOR CONGRESS, and JACOB C RICHTER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#2721** Decided by a vote of 5-0 to: (1) find reason to believe that LEAH FOR CONGRESS, and JACOB BROWN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#2723** Decided by a vote of 5-0 to: (1) find reason to believe that LONG, WILLIAM TODD, and LONG, TODD MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2725 Decided by a vote of 5-0 to: (1) find reason to believe that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2727 Decided by a vote of 5-0 to: (1) find reason to believe that MICHAEL WILLIAMS FOR CONGRESS, and HICKS, R. STEVEN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2729 Decided by a vote of 5-0 to: (1) find reason to believe that NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC, and ROBERT L REDDING JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2730 Decided by a vote of 5-0 to: (1) find reason to believe that PELOQUIN FOR CONGRESS, and KACZANOWSKI, KYLE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2731 Decided by a vote of 5-0 to: (1) find reason to believe that REDFIELD FOR CONGRESS, and OLIVER, JAMES as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2733 Decided by a vote of 5-0 to: (1) find reason to believe that ROBERTS FOR CONGRESS, and ROBERTS, JUSTIN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2736 Decided by a vote of 5-0 to: (1) find reason to believe that TODD AKIN FOR SENATE, and ENGELBRECHT, G. SCOTT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2739 Decided by a vote of 5-0 to: (1) find reason to believe that ZEIN OBAGI FOR CONGRESS, and ZEIN E OBAGI JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

April 3, 2013  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

13092692071





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 4, 2013

Justin Roberts, in official capacity as Treasurer  
Roberts for Congress  
304 Champions Drive  
Rockport, TX 78382

C00507202  
AF#: 2733

Dear Mr. Roberts:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2012, was due no later than January 31, 2013. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On April 3, 2013, the FEC found that there is reason to believe ("RTB") that Roberts for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2013. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$990. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$990 is due within forty (40) days of the finding, or by May 13, 2013, and is based on these factors:

Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$36,661  
Number of Days Late: Not Filed  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 13, 2013. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Roberts for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

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**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 CFR § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Ellen L. Weintraub  
Chair

13092692074

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$990 for the 2012 Year-End Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by May 13, 2013. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**  
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FOR: Roberts for Congress

FEC ID#: C00507202

AF#: 2733

PAYMENT DUE DATE: May 13, 2013

PAYMENT AMOUNT DUE: \$990

13092692075



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2013 JUN 26 AM 11:49

June 25, 2013

**SENSITIVE**

**MEMORANDUM**

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Kristin DeCarmine/Sari Pickeral *KD CP*  
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the  
2012 Year End Report

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2012 Year End Report. The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

Reports Analysis Division (RAD) recommends that the Commission take no further action against two (2) of the committees outlined on the attached second list, Gary Smith for Congress (AF 2710) and Jim Harn Election Committee (AF 2715). An overview of both cases has been provided below.

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- Gary Smith for Congress (AF 2710) is the principal campaign committee ("PCC") for a candidate who, as of April 9, 2012, appeared on the ballot in the 2012 New Mexico Congressional election held on June 5, 2012. On April 16, 2012, a New Mexico district court judge ruled that Mr. Smith was ineligible for the Republican primary ballot in New Mexico's 1<sup>st</sup> Congressional District. In May 2013, after RTB, RAD uncovered that Mr. Smith was allegedly arrested on multiple occasions. The committee currently has two (2) outstanding Administrative Fines (AF cases 2545 and 2710), for which the civil money penalties total \$8,552. AF case 2545 has been transferred to the U. S. Department of the Treasury ("Treasury") for collection. It is expected that AF 2710 will also be transferred to Treasury once the forty (40) day period has elapsed from the receipt date of the Final Determination notification.

Please note that the last report filed by the above committee with the Commission was a 2012 Termination Report, filed on October 25, 2012. Since then, the committee has stopped filing and has not filed in 2013. Furthermore, the committee has neither responded to Commission requests to file, nor paid any of the assessed fines. Attempts to notify the committee of RTB and FD findings by the Commission, which were sent by USPS Express Mail and United Parcel Service (UPS), were often returned.

- Jim Horn Election Committee (AF 2715) is the principal campaign committee ("PCC") for a candidate who appeared on the ballot in the 2012 Florida Congressional election held on August 14, 2012. In April 2013, after RTB, RAD discovered that the candidate died on October 8, 2012. The committee currently has four (4) outstanding Administrative Fines (AF cases 2546, 2567, 2585 and 2715), for which the civil money penalties total \$5,359. AF cases 2546, 2567, and 2585 have been transferred to the U. S. Department of the Treasury ("Treasury") for collection. It is expected that AF 2715 will also be transferred to Treasury once the forty (40) day period has elapsed from the receipt date of the Final Determination notification.

Please note that the last report filed by the above committee with the Commission was a 2012 April Quarterly Report, filed on April 16, 2012. Since then, the committee has stopped filing and has not filed in 2013. Furthermore, the committee has neither responded to Commission requests to file, nor paid any of the assessed fines. RAD will be referring the Jim Horn Election Committee to OGC for administrative termination.

As such, RAD recommends no further action against Gary Smith for Congress and Jim Horn Election Committee.

In addition, twenty-two (22) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, eight (8) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the

RTB finding, and fourteen (14) committees will be assessed a civil money penalty of \$0 at FD. An overview of each of these cases has been provided below.

Andrei for Arizona (AF 2692) filed the 2013 Termination Report with coverage dates including the 2012 Year End period after the RTB finding and disclosed no activity (previously estimated to be \$561,951), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Barbara Carlson for US Congress Committee (AF 2694) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$47,925), which would result in no civil money penalty (fine previously assessed to be \$990).

Committee to Elect Rick Murphy for Congress (AF 2702) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$57,295), which would result in no civil money penalty (fine previously assessed to be \$2,970).

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Friends of David for Congress (AF 2705) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$28,553), which would result in no civil money penalty (fine previously assessed to be \$990).

Imus for Congress (AF 2712) disclosed no activity after the RTB finding (previously estimated to be \$28,622), which would result in no civil money penalty (fine previously assessed to be \$990).

Jimmie Moore for Congress (AF 2716) disclosed no activity after the RTB finding (previously estimated to be \$57,123), which would result in no civil money penalty (fine previously assessed to be \$3,712).

Leah for Congress (AF 2721) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$35,995), which would result in no civil money penalty (fine previously assessed to be \$1,237).

Long, William Todd (AF 2723) disclosed no activity after the RTB finding (previously estimated to be \$49,321), which would result in no civil money penalty (fine previously assessed to be \$990).

McGoff for Congress (AF 2725) filed the 2013 Termination Report with coverage dates including the 2012 Year End period after the RTB finding and disclosed no activity (previously estimated to be \$101,044), which would result in no civil money penalty (fine previously assessed to be \$4,950).

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Michael Williams for Congress (AF 2727) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$201,996), which would result in no civil money penalty (fine previously assessed to be \$7,150).

Peloquin for Congress (AF 2730) filed the 2012 Termination Report with coverage dates including the Year End period after the RTB finding and disclosed no activity (previously estimated to be \$28,778), which would result in no civil money penalty (fine previously assessed to be \$990).

Redfield for Congress (AF 2731) filed the 2013 Termination Report with coverage dates including the 2012 Year End period after the RTB finding and disclosed no activity (previously estimated to be \$17,978), which would result in no civil money penalty (fine previously assessed to be \$550).

Roberts for Congress (AF 2733) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$36,661), which would result in no civil money penalty (fine previously assessed to be \$990).

Zein Obagi for Congress (AF 2739) filed the 2012 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$31,681), which would result in no civil money penalty (fine previously assessed to be \$990).

Also, three (3) committees detailed below designated a new Treasurer after the RTB finding:

- Bette Grande for Congress (AF 2696) filed an Amended Statement of Organization after the RTB finding designating Don Grande as Treasurer (see first list);
- Edwards Wildman PAC Inc (AF 2704) filed an Amended Statement of Organization after the RTB finding designating John Holthaus as Treasurer (see first list);

Also, one (1) committee detailed below converted to a Political Action Committee (PAC) after RTB; therefore, changing the Committee name:

- Friends of Tim Johnson (AF 2709) filed an Amended Statement of Organization after the RTB finding designating them as a PAC and changing their name to Middle Ground PAC (see first list).

#### **RAD Recommendation**

1. Take no further action against Gary Smith for Congress (AF 2710) and Jim Horn Election Committee (AF 2715) and exclude these committees from future Administrative Fine Reason to Believe recommendations.
2. Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
3. Make final determination that the political committees and their treasurers listed on the attached reports with no activity, violated 2 U.S.C. § 434(a) and will not be assessed a civil money penalty.
4. Send the appropriate letters.

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6/26/2013 10:27 AM

Federal Election Commission  
FD Circulation Report Fine Paid  
2012 YEAR-END Not Election Sensitive 01/31/2013 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2689	AMBULATORY SURGERY CENTER ASSOCIATION PAC (ASCAPAC)		C00424788	BRENDAN DAVIS	02/12/2013	12	\$5,159	0	04/03/2013	\$115	\$115	04/17/2013	\$115
2690	AMEDISYS INC POLITICAL ACTION COMMITTEE		C00436360	DALE E. REDMAN	02/07/2013	7	\$29,511	0	04/03/2013	\$340	\$340	05/13/2013	\$340
2694	AMERICAN CHIROPRACTIC ASSOCIATION PAC		C00102764	DR. MICHAEL SIMONE	02/21/2013	21	\$13,193	0	04/03/2013	\$215	\$215	04/25/2013	\$215
2693	ANDREW HUGHES FOR CONGRESS	HUGHES, ANDREW FITS	C00499491	JEFF UPTHEGROVE	02/19/2013	19	\$13,886	1	04/03/2013	\$256	\$256	05/28/2013	\$256
2695	BARNES FOR CONGRESS	BARNES, BRIAN PATRICK	C00504068	LISA MILLER	03/11/2013	Not Filed	\$11,258	0	04/03/2013	\$550	\$550	05/14/2013	\$550
2696	BETTE GRANDE FOR CONGRESS	GRANDE, BETTE B	C00503177	BON GRANDE		Not Filed	\$10,090	0	04/03/2013	\$550	\$550	05/14/2013	\$550
2704	EDWARDS WILDMAN PAC INC		C00468009	JOHN HOLTHAUS	02/22/2013	22	\$13,093	0	04/03/2013	\$220	\$220	05/14/2013	\$220
2707	FRIENDS OF LIBERTY FOR JESSICA	PUENTE BRADSHAW, JESSICA	C00473710	GARY E. DOAN	03/12/2013	Not Filed	\$1,480	0	04/03/2013	\$250	\$250	04/30/2013	\$250
2709	MIDDLE GROUND PAC	JOHNSON, TIMOTHY H	C00350429	MARK SHIELDS	02/12/2013	12	\$12,564	0	04/03/2013	\$170	\$170	06/20/2013	\$170
2711	IMMIGRATION911, LLC		C00493259	STANLEY P. DULL	02/13/2013	13	\$15,308	1	04/03/2013	\$218	\$218	04/30/2013	\$218
2719	KRISTIN JACOBS FOR CONGRESS	JACOBS, KRISTIN	C00512368	JACOB C. RICHTER	02/19/2013	19	\$801	0	04/03/2013	\$120	\$120	04/15/2013	\$120
2729	NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PAC AKA NASCFE PAC		C00413567	ROBERT L. REDDING, JR	02/11/2013	11	\$7,806	1	04/03/2013	\$137	\$137	06/14/2013	\$137
2788	TODD AKIN FOR SENATE	AKIN, WYOM	C00343479	B. SCOTT ENGELBRECHT	02/07/2013	7	\$121,140	0	04/03/2013	\$1,985	\$1,935	06/13/2013	\$1,935

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Federal Election Commission  
FD Circulation Report Fine Not Paid  
2012 YEAR-END Not Election Sensitive 01/31/2013 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2682	ANDREI FOR ARIZONA	CHERNY, ANDREI	C00511980	SETH SCOTT	04/12/2013	Not Filed	\$0	0	04/03/2013	\$11,000	84	NONE
2684	BARBARA CARLSON FOR US CONGRESS COMMITTEE	CARLSON, BARBARA J	C00507442	SHERI EDWARDS	05/15/2013	Not Filed	\$0	0	04/03/2013	\$990	84	NONE
2702	COMMITTEE TO ELECT RICK MURPHY FOR CONGRESS	MURPHY, RICK	C00523187	RICK MURPHY	04/05/2013	Not Filed	\$0	0	04/03/2013	\$2,970	84	NONE
2705	FRIENDS OF DAVID FOR CONGRESS	THAYNE, DAVID CRUZ	C00500058	DAVID THAYNE	04/18/2013	Not Filed	\$0	0	04/03/2013	\$990	84	NONE
2710	GARY SMITH FOR CONGRESS	SMITH, GARY	C00505885	GARY SMITH		Not Filed	\$168,428 (est)	1	04/03/2013	\$7,562	84	NFA
2712	IMUS FOR CONGRESS	IMUS, GREGG	C00498311	CHAD HANEY		Not Filed	\$0	0	04/03/2013	\$990	84	NONE
2715	JIM HORN ELECTION COMMITTEE	HORN, JIM	C00478818	OLIVA JULIA HORN		Not Filed	\$38,581 (est)	3	04/03/2013	\$1,732	84	NFA
2716	JIMMIE MOORE FOR CONGRESS	MOORE, JIMMIE SEE	C00497644	GAIL A. CHINN-PRATT		Not Filed	\$0	1	04/03/2013	\$3,712	84	NONE
2721	LEAH FOR CONGRESS	SCHANDLBALIER, LEAH CAMPOS	C00517110	JACOB BROWN	04/10/2013	Not Filed	\$0	1	04/03/2013	\$1,237	84	NONE
2723	LONG, WILLIAM TODD	LONG, WILLIAM TODD	C00517078	TODD LONG		Not Filed	\$0	0	04/03/2013	\$990	84	NONE
2725	MCGOFF FOR CONGRESS	MCGOFF, JOHN P	C00432848	MARJORIE O'LAUGHLIN	04/10/2013	Not Filed	\$0	0	04/03/2013	\$4,950	84	NONE
2727	MICHAEL WILLIAMS FOR CONGRESS	WILLIAMS, MICHAEL L	C00457960	R. STEVEN HICKS	08/21/2013	Not Filed	\$0	0	04/03/2013	\$7,150	84	NONE
2730	PELOQUIN FOR CONGRESS	PELOQUIN, DONALD	G00506888	KYLE MACZANOWSKI	05/13/2013	Not Filed	\$0	0	04/03/2013	\$990	84	NONE
2731	REDFIELD FOR CONGRESS	REDFIELD, HOLLAND II	C00523983	JAMES OLIVER	05/08/2013	Not Filed	\$0	0	04/03/2013	\$550	84	NONE
2733	ROBERTS FOR CONGRESS	ROBERTS, MARGIE KIRBY	C00507202	JUSTIN ROBERTS	05/13/2013	Not Filed	\$0	0	04/03/2013	\$990	84	NONE
2739	ZEIN OBAGI FOR CONGRESS	OBAGI, ZEIN ELABDINE JR	C00514414	ZEIN E. OBAGI, JR.	04/08/2013	Not Filed	\$0	0	04/03/2013	\$990	84	NONE

13092692083

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fines Program - Final )  
Determination Recommendation for the )  
2012 Year End: )  
AMBULATORY SURGERY CENTER ) AF# 2689  
ASSOCIATION PAC (ASCAPAC), and )  
DAVIS, BRENDAN as treasurer; )  
AMEDISYS INC POLITICAL ACTION ) AF# 2690  
COMMITTEE, and DALE E REDMAN as )  
treasurer; )  
AMERICAN CHIROPRACTIC ) AF# 2691  
ASSOCIATION PAC, and SIMONE, )  
MICHAEL DR as treasurer; )  
ANDREI FOR ARIZONA, and SETH ) AF# 2692  
SCOTT as treasurer; )  
ANDREW HUGHES FOR CONGRESS, ) AF# 2693  
and JEFF UPTHEGROVE as treasurer; )  
BARBARA CARLSON FOR US ) AF# 2694  
CONGRESS COMMITTEE, and SHERI )  
EDWARDS as treasurer; )  
BARNES FOR CONGRESS, and MILLER, ) AF# 2695  
LISA as treasurer; )  
BETTE GRANDE FOR CONGRESS, and ) AF# 2696  
GRANDE, DON as treasurer; )

COMMITTEE TO ELECT RICK ) AF# 2702  
MURPHY FOR CONGRESS, and RICK )  
MURPHY as treasurer; )

13092692084

Federal Election Commission  
Certification for Administrative Fines  
June 27, 2013

Page 2

EDWARDS WILDMAN PAC INC, and ) AF# 2704  
HOLTHAUS, JOHN as treasurer; )  
FRIENDS OF DAVID FOR CONGRESS, ) AF# 2705  
and THAYNE, DAVID FED as treasurer; )

FRIENDS OF LIBERTY FOR JESSICA, ) AF# 2707  
and DOAN, GARY E MR. as treasurer; )  
MIDDLE GROUND PAC, and SHELDEN, ) AF# 2709  
MARK as treasurer; )  
IMMIGRATION911, LLC, and STANLEY ) AF# 2711  
P DULL as treasurer; )  
IMUS FOR CONGRESS, and CHAD ) AF# 2712  
HANELY as treasurer; )

JIMMIE MOORE FOR CONGRESS, and ) AF# 2716  
CHINN-PRATT, GAIL A. as treasurer; )

KRISTIN JACOBS FOR CONGRESS, and ) AF# 2719  
JACOB C RICHTER as treasurer; )

LEAH FOR CONGRESS, and JACOB ) AF# 2721  
BROWN as treasurer; )  
LONG, WILLIAM TODD, and LONG, ) AF# 2723  
TODD MR. as treasurer; )

MCGOFF FOR CONGRESS, and ) AF# 2725  
O'LAUGHLIN, MARJORIE as treasurer; )

MICHAEL WILLIAMS FOR CONGRESS, ) AF# 2727  
and HICKS, R. STEVEN as treasurer; )

13092692085

NATIONAL ASSOCIATION OF FARM ) AF# 2729  
SERVICE AGENCY COUNTY OFFICE )  
EMPLOYEES INC PPC AKA NASCOE )  
PAC, and ROBERT L REDDING JR as )  
treasurer; )  
PELOQUIN FOR CONGRESS, and ) AF# 2730  
KACZANOWSKI, KYLE as treasurer; )  
REDFIELD FOR CONGRESS, and ) AF# 2731  
OLIVER, JAMES as treasurer; )  
ROBERTS FOR CONGRESS, and ) AF# 2733  
ROBERTS, JUSTIN as treasurer: )

TODD AKIN FOR SENATE, and ) AF# 2736  
ENGELBRECHT, G. SCOTT as treasurer; )

ZEIN OBAGI FOR CONGRESS, and ZEIN ) AF# 2739  
E OBAGI JR as treasurer; )

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election  
Commission, do hereby certify that on June 27, 2013 the Commission took the  
following actions on the Administrative Fines Program - Final Determination  
Recommendation for the 2012 Year End as recommended in the Reports Analysis  
Division's Memorandum dated June 25, 2013, on the following committees:

AF#2689 Decided by a vote of 5-0 to: (1) make a final determination that  
AMBULATORY SURGERY CENTER ASSOCIATION PAC (ASCAPAC), and  
DAVIS, BRENDAN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil  
money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter,  
McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2690 Decided by a vote of 5-0 to: (1) make a final determination that AMEDISYS INC POLITICAL ACTION COMMITTEE, and DALE E REDMAN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2691 Decided by a vote of 5-0 to: (1) make a final determination that AMERICAN CHIROPRACTIC ASSOCIATION PAC, and SIMONE, MICHAEL DR as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2692 Decided by a vote of 5-0 to: (1) make a final determination that ANDREI FOR ARIZONA, and SETH SCOTT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2693 Decided by a vote of 5-0 to: (1) make a final determination that ANDREW HUGHES FOR CONGRESS, and JEFF UPTHEGROVE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2694 Decided by a vote of 5-0 to: (1) make a final determination that BARBARA CARLSON FOR US CONGRESS COMMITTEE, and SHERI EDWARDS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2695 Decided by a vote of 5-0 to: (1) make a final determination that BARNES FOR CONGRESS, and MILER, LISA as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2696 Decided by a vote of 5-0 to: (1) make a final determination that BETTE GRANDE FOR CONGRESS, and GRANDE, DON as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2702 Decided by a vote of 5-0 to: (1) make a final determination that COMMITTEE TO ELECT RICK MURPHY FOR CONGRESS, and RICK MURPHY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2704 Decided by a vote of 5-0 to: (1) make a final determination that EDWARDS WILDMAN PAC INC, and HOLTHAUS, JOHN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2705 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS OF DAVID FOR CONGRESS, and THAYNE, DAVID FED as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2707 Decided by a vote of 5-0 to: (1) make a final determination that FRIENDS OF LIBERTY FOR JESSICA, and DOAN, GARY E MR. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2709 Decided by a vote of 5-0 to: (1) make a final determination that MIDDLE GROUND PAC, and SHELDEN, MARK as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2711 Decided by a vote of 5-0 to: (1) make a final determination that IMMIGRATION911, LLC, and STANLEY P DULL as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2712 Decided by a vote of 5-0 to: (1) make a final determination that IMUS FOR CONGRESS, and CHAD HANELY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2716 Decided by a vote of 5-0 to: (1) make a final determination that JIMMIE MOORE FOR CONGRESS, and CHINN-PRATT, GAIL A. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the

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appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2719 Decided by a vote of 5-0 to: (1) make a final determination that KRISTIN JACOBS FOR CONGRESS, and JACOB C RICHTER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2721 Decided by a vote of 5-0 to: (1) make a final determination that LEAH FOR CONGRESS, and JACOB BROWN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2723 Decided by a vote of 5-0 to: (1) make a final determination that LONG, WILLIAM TODD, and LONG, TODD MR. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2725 Decided by a vote of 5-0 to: (1) make a final determination that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2727 Decided by a vote of 5-0 to: (1) make a final determination that MICHAEL WILLIAMS FOR CONGRESS, and HICKS, R. STEVEN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2729 Decided by a vote of 5-0 to: (1) make a final determination that NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC, and ROBERT L REDDING JR as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2730 Decided by a vote of 5-0 to: (1) make a final determination that PELOQUIN FOR CONGRESS, and KACZANOWSKI, KYLE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2731 Decided by a vote of 5-0 to: (1) make a final determination that REDFIELD FOR CONGRESS, and OLIVER, JAMES as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2733 Decided by a vote of 5-0 to: (1) make a final determination that ROBERTS FOR CONGRESS, and ROBERTS, JUSTIN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2736 Decided by a vote of 5-0 to: (1) make a final determination that TODD AKIN FOR SENATE, and ENGELBRECHT, G. SCOTT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2739 Decided by a vote of 5-0 to: (1) make a final determination that ZEIN OBAGI FOR CONGRESS, and ZEIN E OBAGI JR as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

June 28, 2013  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 1, 2013

Justin Roberts, in official capacity as Treasurer  
Roberts for Congress  
304 Champions Drive  
Rockport, TX 78382

C00507202  
AF#: 2733

Dear Mr. Roberts:

On April 3, 2013, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Roberts for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) for filing late or failing to file the 2012 Year-End Report. By letter dated April 4, 2013, the Commission notified you of the RTB finding and the preliminary civil money penalty calculated at the RTB stage to be \$990 in accordance with the schedule of penalties at 11 CFR § 111.43.

Since that time, the amount of the civil money penalty has been changed to reflect the actual level of activity of the 2012 Year-End Report. The FEC made a final determination on June 27, 2013 that Roberts for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a), assessed no civil money penalty in accordance with 11 CFR § 111.43, and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 CFR § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Sari Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in black ink that reads "Ellen L. Weintraub". The signature is written in a cursive, flowing style.

Ellen L. Weintraub  
Chair

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FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2733

DATE SCANNED

8/1/13

SCANNER NO.

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SCAN OPERATOR

EES

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